

1 Annette W. Jarvis, Utah Bar No. 1649  
 2 RAY QUINNEY & NEBEKER P.C.  
 3 36 South State Street, Suite 1400  
 4 P.O. Box 45385  
 5 Salt Lake City, Utah 84145-0385  
 Telephone: (801) 532-1500  
 Facsimile: (801) 532-7543  
 Email: [ajarvis@rqn.com](mailto:ajarvis@rqn.com)

**E-FILED ON APRIL 25, 2006**

6 and

7 Lenard E. Schwartzer  
 Nevada Bar No. 0399  
 8 Jeanette E. McPherson  
 Nevada Bar No. 5423  
 9 Schwartzer & McPherson Law Firm  
 10 2850 South Jones Boulevard, Suite 1  
 Las Vegas, Nevada 89146-5308  
 Telephone: (702) 228-7590  
 Facsimile: (702) 892-0122  
 12 E-Mail: [bkfilings@s-mlaw.com](mailto:bkfilings@s-mlaw.com)

13 Proposed Attorneys for Debtor and Debtor-In-Possession

14 **UNITED STATES BANKRUPTCY COURT**

15 **DISTRICT OF NEVADA**

16 In re:

17  
 18 USA COMMERCIAL MORTGAGE  
 COMPANY,

20 Debtor.

Case No. BK-S-06-10725 LBR

Chapter 11

**NOTICE OF HEARINGS ON:**

**1) MOTION FOR ORDER LIMITING  
 NOTICE AND APPROVING  
 MASTER SERVICE LIST FOR LIMITED  
 NOTICE;**

**2) APPLICATION BY DEBTOR AND  
 DEBTOR-IN-POSSESSION FOR  
 AUTHORIZATION TO RETAIN AND  
 EMPLOY SCHWARTZER &  
 MCPHERSON LAW FIRM AS COUNSEL  
 UNDER GENERAL RETAINER; AND**

**3) APPLICATION TO EMPLOY AND  
 RETAIN RAY QUINNEY & NEBEKER  
 P.C. AS COUNSEL FOR THE DEBTOR**

28 Date: May 18, 2006

Time: 9:30 a.m.

1           NOTICE IS HEREBY GIVEN that the Debtor has filed certain motions as hereinafter set  
 2 forth:

3           1.       Motion For Order Limiting Notice and Approving Master Service List For Limited  
 4 Notice. In this Motion, the Debtor requests that the Court enter an order limiting notice and  
 5 authorizing the establishment and maintenance of a Master Service List;

6           2.       Application By Debtor And Debtor-In-Possession For Authorization To Retain  
 7 And Employ Schwartzer & McPherson Law Firm As Counsel Under General Retainer. In this  
 8 Application, the Debtor prays for an Order of this Court authorizing it to retain and employ  
 9 Schwartzer & McPherson Law Firm as counsel herein under a general retainer, with the payment  
 10 of fees subject to continuing review and approval of this Court, and that it have such other and  
 11 further relief as is just; and

12          3.       Application By Debtor And Debtor-In-Possession For Authorization To Employ  
 13 And Retain Ray Quinney & Nebeker P.C. As Counsel For The Debtor. In this Application, the  
 14 Debtor prays for an Order of this Court authorizing it to employ and appoint and the law firm of  
 15 Ray Quinney & Nebeker P.C. as counsel for the Debtor, with the payment of fees subject to  
 16 continuing review and approval of this Court.

17          Any Opposition must be filed pursuant to Local Rule 9014(e)(1).  
 18 Local Rule 9014(e)(1): "Except for motions made pursuant to Fed.R.Bank.P.  
 19 7056 and LR 7056, an opposition to a motion must be filed and service  
 20 completed upon the movant not more than fifteen (15) days after service of  
 21 the motion, (*eighteen (18) days if service of the motion is by mail pursuant to*  
 22 *FRBP 9006(e) and (f)*), but in no event later than five (5) business days  
 23 before the date set for the hearing so that the movant receives the opposition  
 24 no less than five (5) business days before the hearing date or within the time  
 25 otherwise fixed by the court. The opposition must set forth all relevant facts  
 26 and must contain a legal memorandum. An opposition may be supported by  
 27 affidavits or declarations that conform to the provisions of subsection (d) of  
 28 this rule."

25          A copy of the Motion and the Applications may be obtained by contacting the office of the  
 26 Debtor's counsel, Ray Quinney & Nebeker P.C., telephone: (801) 532-1500 or fax: (801) 532-  
 27 7543 or by accessing PACER through the United States Bankruptcy Court website for Nevada at  
 28 [www.nvb.uscourts.gov](http://www.nvb.uscourts.gov).

If an objection is not timely filed and served, the relief requested may be granted without a hearing. *LR 9014(a)(1) and LR 9014(c)(1)(E).*

NOTICE IS FURTHER GIVEN that the hearings may be continued without further notice.

NOTICE IS FURTHER GIVEN that the hearings will be held before a United States Bankruptcy Judge, in the Foley Federal Building, 300 Las Vegas Boulevard South, Courtroom 3, Las Vegas, Nevada on May 18, 2006 at 9:30 a.m.

Respectfully submitted this 25th day of April, 2006.

Annette W. Jarvis, Utah Bar No. 1649  
RAY QUINNEY & NEBEKER P.C.  
36 South State Street, Suite 1400  
P.O. Box 45385  
Salt Lake City, Utah 84145-0385

and

/s/ Lenard E. Schwartzer

---

Lenard E. Schwartzer, Nevada Bar No. 0399  
Jeanette E. McPherson, Nevada Bar No. 5423  
SCHWARTZER & MCPHERSON LAW FIRM  
2850 South Jones Boulevard, Suite 1  
Las Vegas, Nevada 89146